

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA**

SOLOMON JOHNSON,	:	CIVIL ACTION NO. 1:14-cv-896
	:	
Plaintiff	:	(Judge Kane)
	:	(Magistrate Judge Saporito)
v.	:	
	:	
DEPARTMENT OF CORRECTIONS,	:	
<u>et al.</u>,	:	
	:	
Defendants	:	

ORDER

Before the Court in the above-captioned action is the March 3, 2016 Report and Recommendation of Magistrate Judge Saporito. No timely objections have been filed.

AND NOW, on this 22nd day of March 2016, upon review of the record and the applicable law, **IT IS HEREBY ORDERED THAT:**

- 1) The Court adopts the Report and Recommendation (Doc. No. 51) of Magistrate Judge Saporito;
- 2) Defendants' motions to dismiss (Doc. Nos. 38, 41) pursuant to Federal Rule of Civil Procedure 12(b)(6) are **GRANTED** as follows:
 - a) Plaintiff Solomon Johnson's Section 1983 claims, (Doc. No. 43), are **DISMISSED WITH PREJUDICE**;
 - b) Plaintiff Solomon Johnson's state-law claims, (Doc. No. 43), against Defendant Dancha are **DISMISSED WITHOUT PREJUDICE** to Plaintiff re-filing these claims in an appropriate state court forum;
and

3) The Clerk of Court shall **CLOSE** this case.

S/ Yvette Kane
YVETTE KANE, District Judge
United States District Court
Middle District of Pennsylvania